

Appln. No. : 09/925,586 Confirmation No. 2981
Applicant : Nassiff, et al.
Filed : August 9, 2001
TC/A.U. : 3661
Examiner : Broadhead, Brian J.

IBM Docket No. : BOC9-2000-0032 (178)

TRANSMITTAL LETTER

Via Facsimile Transmission
Fax No. 703-872-9306 (19 Pages)

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

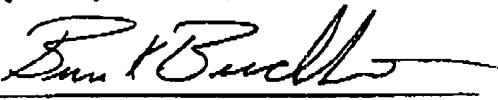
Please find enclosed for filing:

1. Response under 37 C.F.R. §1.116;
2. Petition for Retroactive Extension of Time (one month);
3. Request for Continued Examination; and
4. Fee Transmittal Form.

Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-0951

Respectfully submitted,

Date: 18 April 2005

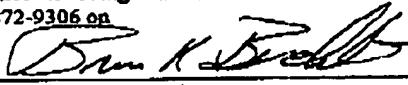

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{WT259761:11}

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile to MAILSTOP RCE,
Commissioner for Patents, Arlington, VA at 703-872-9306 on

18 April 2005
Date


Brian K. Buchheit, Esquire

Reg. No. 52,667

PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	08/926,586
Filing Date	AUGUST 09, 2001
First Named Inventor	NASSIFF, et al.
Art Unit	3661
Examiner Name	BROADHEAD, BRIAN J.
Attorney Docket Number	BOCB-2000-0032 (178)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1885, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

I. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
II. Other _____

b. Enclosed

I. Amendment/Reply III. Information Disclosure Statement (IDS)
II. Affidavit(s)/Declaration(s) IV. Other _____

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0981

I. RCE fee required under 37 CFR 1.17(e)
II. Extension of time fee (37 CFR 1.136 and 1.17)

III. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	BRIAN K. BUCHHEIT	Registration No. (Attorney/Agent)	52,667
Signature			
Date	APRIL 18, 2005		

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	BRIAN K. BUCHHEIT	Date	APRIL 18, 2005
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04/2)

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 810.00)

Complete If Known

Application Number	09/825,586
Filing Date	AUGUST 09, 2001
First Named Inventor	NASSIFF, et al.
Examiner Name	BROADHEAD, BRIAN J.
Art Unit	3861
Attorney Docket No.	BOC8-2000-0032 (178)

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number 50-0851
Deposit Account Name Akerman Senterfitt

The Director is authorized to (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 780	2001 386	Utility filing fee	
1002 360	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 780	2004 396	Release filing fee	
1006 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from claims	Fee Paid
Independent	-20** =	X	
Claims	-3** =	X	
Multiple Dependent			

Large Entity / Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	" Release independent claims over original patent
1205 18	2205 9	" Release claims in excess of 20 and over original patent
SUBTOTAL (3) (\$)		0.00

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity / Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	120.00
1252 430	2252 215	Extension for reply within second month	
1253 680	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1258 2,680	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1463 1,370	2453 685	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 480	2502 245	Design issue fee	
1503 680	2503 330	Plant issue fee	
1480 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 700	2809 398	Filing a submission after final rejection (37 CFR 1.129(e))	
1810 780	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 780	2801 385	Request for Continued Examination (RCE)	780.00
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$)		780.00	

(Complete if applicable)

Name (Print/Type)	BRIAN K. BUCHHEIT	Registration No. / Attorney/Agent	52,687	Telephone	581-853-6000
Signature				Date	APRIL 18, 2005

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